

UNAPPROVED - DRAFT
BOARD OF DENTISTRY
MINUTES OF EXECUTIVE COMMITTEE

Friday, October 21, 2005

Department of Health Professions
6603 West Broad Street, 5th Floor
Richmond, Virginia 23230-1712

- CALL TO ORDER:** The meeting was called to order at 9:15 a.m.
- PRESIDING:** Harold Seigel, D.D.S., Chair
- MEMBERS PRESENT:** Paul Zimmet, D.D.S.
Meera Gokli, D.D.S.
James Watkins, D.D.S.
- STAFF PRESENT:** Sandra Reen, Executive Director
Elaine Yeatts, Senior Policy Analyst
- QUORUM:** All members were present.
- PUBLIC COMMENT:** None
- MINUTES:** Upon a properly seconded motion by Dr. Zimmet the minutes of the July 8, 2005 meeting were approved.
- PROPOSED REGULATIONS FOR 2005 LEGISLATION:** Ms. Reen reported that the Board, by motion adopted on September 16, 2005, delegated to the Executive Committee the authority to consider the public comment received in response to the NOIRA and to adopt for publication proposed regulations to replace the emergency regulations now in effect.
- She also reported that one comment was received on the regulations and that commenter was in opposition to an exam requirement for licensure by credentials. She then noted that staff was proposing an amendment in the clinical exam provision for licensure by credentials to address the Board's action on September 30, 2005. The amendment incorporates the Board's decision to define an acceptable examination for purposes of licensure by credentials as a clinical examination involving live patients.
- Upon a properly seconded motion by Dr. Zimmet, the Committee approved the proposed regulations for publication.
- BYLAWS:** Ms. Reen explained that the bylaws were back before the Committee to consider the revisions requested by the Board at its September 16, 2005 meeting. She noted that changes are

proposed in Article V to clarify what various committees are authorized to do on behalf of the Board.

The Committee adopted motions to amend the provisions in Article V to:

- Delete the sentence “All actions proposed by committees shall be reported to the Board for approval.”
- Incorporate the provisions now shown for the Advertising Committee in the provisions for Special Conference Committees and remove the Advertising Committee from the list of standing committees
- Incorporate the provisions now shown for the Continuing Education Committee in the provisions for the Credentials Committee and remove the Continuing Education Committee from the list of standing committees
- To replace the phrase “when available” with “if still a member of the Board” in the membership provisions for the Executive Committee, and
- Delete the sentence making the executive director an ex-officio member of the Regulatory-Legislative Committee.

Upon a properly seconded motion by Dr. Zimmet, the Committee agreed to recommend to the Board the adoption of the bylaws as amended.

**BUDGET REVIEW/
FEE INCREASE:**

Mark Monson, DHP Deputy Director of Administration, and Charles Giles, DHP Budget Manager, joined the meeting for the discussion of the budget.

Mr. Monson addressed the Board’s cash deficit which stood at \$532,651 at the end of FY05 and is projected to be \$1,047,443 at the end FY06, \$1,644,301 at the end of FY07 and \$2,269,630 at the end of FY08. He discussed the information from three charts: the Dentistry Allocation Cost Analysis for FY02 through FY05, the Revenue and Expenditure Projections for FY07 and FY08, and the Board of Dentistry FY06 Allocations Comparisons. Mr. Giles explained that the Board’s deficit is being driven by escalating Enforcement costs which were influenced somewhat by 1441 allocations – allocations for increased Enforcement staff to meet the anticipated increases in workload for the Boards of Medicine and Nursing. Dr. Seigel asked Ms. Reen to work with Ms. Lemon to get more detailed information about the nearly \$200,000 increase in Enforcement costs from FY04 to FY05, Ms. Yeatts reported that Dentistry’s renewal fees were low

compared to the fees charged by surrounding states and provided renewal fee information for North Carolina, Maryland, West Virginia, Tennessee and Kentucky. Ms. Reen noted that the fees for licensure are also comparatively low and that the fee for inspections was not even remotely close to covering the costs of conducting an inspection.

Dr. Seigel asked what options the Board had to address the deficit. Ms. Yeatts advised that the option to a fee increase was a one time assessment of a fixed amount to all licensees and the option in regard to a fee increase is to raise it incrementally. Dr. Zimmet asked if a one time assessment could be done with the FY06 renewals. Ms. Yeatts explained that the regulatory process would need to be followed for any option so that the changes could be in place for the renewals in FY07.

Upon a properly seconded motion by Dr. Zimmet, the Committee instructed staff to prepare two options for fee increases and supporting documentation for consideration by the Board at its December 9, 2005 meeting. One option should show proposed fees to absolve the projected deficits and achieve a positive cash balance within two years and the other option for resolving the debt within three years of implementing the fee increase. Each option should address increases in the license fee for dentists and dental hygienists, the renewal fee for dentists and dental hygienists, the inspection fee and should include two new fee categories dental license by credentials and dental hygiene license by endorsement.

Ms. Yeatts noted that revenue and expenditure projections would be needed for FY09 and FY10 and Mr. Monson agreed to provide that information.

ADJOURNMENT:

With all business concluded, the Committee adjourned at 11:50 a.m.

Harold S. Seigel, D.D.S., Chair

Sandra K. Reen, Executive Director

Date

Date